

**MINUTES OF THE PUBLIC HEARING AND REGULAR
MEETING OF THE BOARD OF ALDERMEN
TOWN OF BAYVIEW, TEXAS
104 S. San Roman, Bayview, Texas
January 17, 2019**

Elected officials present: Mayor Paris, Alderman Steenbock, Alderman Lewis, Mayor Pro Tem Mark Mullendore, Alderman Heinz and Alderman Najera.

Elected officials absent: None

Public Hearing

- A. The Public Hearing and Regular Meeting of the Board of Aldermen was called to order by Mayor Paris at 6:30 p.m.
- B. Mayor Paris led those present in the Pledge of Allegiance.
- C. Mayor Paris welcomed everyone both to the Public Hearing Meeting and the Regular Meeting. He mentioned that there has been a lot of gun shots in the area, advised everyone that there are fine gun shooting ranges in our area, and that we do have a Town Ordinance that does not allow anyone to shoot over .17 caliber in the town.
- D. Mayor Paris announced that discussions would be held on (1) the amendment to the Town of Bayview Budget for 2018-2019; (2) the revision of the Bayview Flood Damage Prevention Ordinance; and (3) the setback variance for property ID #183540 Abstract 2 Bayview Citrus Grove Unite 3 Section 5 Block 35.
- E. Mayor Paris stated that this is public comments specific to the Public Hearing: *This is an opportunity for citizens to address the Town Council on matters specifically relating to the Public Hearing that will be considered by the Council in this or subsequent meetings. Town Officials may make presentations and provide information to the Public during the course of the hearing; however, the Mayor and Aldermen may not engage in debate with speakers or among themselves or act on matters during the Public Hearing. Note: Speakers are required to state their name for the record and limit their comments to three minutes.*

Mayor Paris explained the three amendments on the budget: (1) Bayview Irrigation Contract reimbursement account was not set up in which we are sharing the Spectrum cost and have assigned six to seven months of expenses for it; (2) Election expenses were not set up for the Spring Election which is \$2,000.00; (3) Bring the electricity expense up by about \$200.00 to cover the whole year.

Jim Bush advised that he had posted some public comments on website on Flood Administrator which should have been for Mayor's eyes only. He also stated that he was going to have some concrete work done at his house and would have some concrete left over which he would gladly let the Town use it.

Alderman Lewis explained that on the Flood Ordinance that FEMA had asked us to adopt in February 2018 following all their guidelines. There was a requirement that we opted of a 2 foot freeboard which means that anyone in a high risk flood area would have to build up 2 feet when remodeling or having new construction done. She further stated that the FEMA maps are incorrect and we don't know when they will be corrected which causes many residents additional expense to build up the 2 foot freeboard. At this time, we don't know if some of the properties are in a high risk area so we are going to discuss removing the 2 foot freeboard tonight.

Grady Deaton presented his house plans with drawings showing that the variance has to do with our ordinance requirement of 60 feet from right -away. The way the house will sit is 39.11 ½ feet from the right-away and 53 feet from the road. He continued explaining that the property is a triangle shaped and how the setting of the house affects the ordinance requirement.

- F. At this time, Mayor Pro Tem Mullendore made the motion to adjourn the Public Hearing at 6:54 P. M. Second: Alderman Heinz. All in favor. Motion carried.

Regular Meeting

- G. Mayor Paris called the Regular Meeting to order at 6:54 P.M.
- H. *Public comments and announcements:* Mayor Paris stated, "this is now the opportunity for our citizens to address the Town Council on matters relating to Town business, issues, concerns or interests, including any items that are on the agenda. Speakers are required to state their names for the record and to limit their comments to three minutes. Note: State law does not permit the mayor/aldermen to discuss debate or act on items that are not on the agenda. Persons making comments and announcements may be referred to Town Staff for follow up or to have items placed on the agenda for a future town meeting."

Tim Wells from Bayview Palm Drive wanted to thank Alderman Najera and Alderman Heinz for helping fix the road a little bit which was great. He also expressed his concerns and knows that something can be figured out on the road.

Janis Silveri from 114 W. Toronja expressed that she wants to start a trap, nutor, and return on cats for the residents. She wants the town to know that she wants to help with the cats.

Old Business: None

New Business

1. *Discussion and possible action approving or rejecting the Amendment to Town of Bayview Budget for 2018-2019.* Alderman Lewis made the motion to approve the Amendment to the Town of Bayview Budget for 2018-2019 as corrected. Second: Alderman Heinz. All in favor. Motion carried.
2. *Discussion and possible action approving or rejecting the Bayview Flood Damage Prevention Ordinance.* Alderman Najera made the motion to approve the Bayview Flood Damage Prevention Ordinance with the amendment of removing the 2-foot freeboard section. Second: Mayor Pro Tem Mullendore. All in favor. Motion carried.
3. *Discussion and possible action approving or rejecting the setback variance for property ID#183540 Abstract 2 Bayview Citrus Grove Unit 3 Section 5 Block 35.* Alderman Steenbock made the motion to deny the setback variance for property ID#183540 Abstract 2 Bayview Citrus Grove Unit 3 Section 5 Block 35. Second: Alderman Heinz. Nay: Alderman Najera. Motion carried.
4. *Discussion and possible action approving or rejecting Town of Laguna Vista Resolution acquiring 8 acres between Bridgeview Condos and Paradise Cove for a Community-Wide Park.* After brief discussion, Alderman Lewis made the motion to reject the Town of Laguna Vista Resolution. Second: Alderman Najera.
5. *Discussion and possible action approving or rejection the December 13, 2018 Regular Board of Aldermen minutes.* Alderman Heinz made the motion to approve the December 13, 2018 Regular Board of Aldermen minutes as presented. Second: Mayor Pro Tem Mullendore. All in favor. Motion carried.
6. *Discussion and possible action approving or rejecting the current financial report with current projected balances.* Alderman Steenbock made the motion to approve the current financial report with current projected balances. Second: Alderman Lewis. All in favor. Motion made.
7. *Discussion and possible action approving or rejecting the current Building Inspector's Report including any payment due.* Alderman Najera made the motion to approve the current Building Inspector's Report with the payment of \$25.00. Second: Alderman Steenbock. All in favor. Motion carried.
8. *Discussion and possible action approving or rejecting the closing of Poco Parte Bridge.* After brief discussion, Alderman Steenbock made the motion to approve having our Mayor go to legal

counsel concerning the closing of the bridge and to formulate a letter to the school (LFCISD) district informing them of our desire to close the bridge due to safety concerns. Second: Alderman Lewis. All in favor. Motion carried.

Future Agenda Items - Any current member of the Board, in good standing, may add one agenda item to the agenda of a future meeting specified by that Alderman. No agenda item added by an Alderman may be removed, altered or modified without the written consent of the Alderman adding the agenda item unless the language or content of the agenda item conflicts with state or local laws. None.

Discussion Items

1. *Spring Elections.* Mayor Paris informed everyone there are two positions that have been posted for the Spring elections and application deadline is February 15, 2019.
2. *Discussion pot hole on N. San Roman.* Mayor Paris reported about the pot hole that has extended into the North San Roman Rd. Alderman Najera reported he would be putting in some material in it.
3. *Discussion on estimate for N. Valencia Road repair.* Mayor Paris reported the proposal received from Pederson Construction and the importance of getting this fixed. Discussion was held on various road repair issues and the various options on repairing not only N. Valencia Road but others in Town. This item will be added in next meeting to continue and get to a resolution for repairs needed.
4. *Discussion on road signage.* Discussion was held on various issues throughout the Town and decided to start a new survey on road signage starting from beginning.
5. *Discussion on start date for new website.* Alderman Lewis reported she would send out the link to all the Aldermen and asked that any suggestions be sent to her.
6. *Emergency Management update.* Alderman Lewis reported this weekend there will be gale force winds and that no one should be burning.
7. *Bayview Beautification Day.* Alderman Najera reported that Bayview Beautification Day would be this weekend, Saturday Jan. 19, 2019.

8. *Report from the Building and Standards Commission.* Mayor Pro Tem Mullendore reported that there will be a hearing on January 24,2019 at 6:30 p.m. on the case pending.

Adjourn

At 8:11 p.m. Mayor Pro Tem Mullendore made the motion to adjourn the meeting. Second: Alderman Najera. All in favor. Motion carried.

Gary E. Paris

Gary E. Paris, Mayor

Carmen J. Amaya

Carmen I. Amaya, Town Secretary